

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
ORANGEBURG DIVISION

Tressa R. Glover Parker; and)	C/A No.5:05-3158-JFA
Avian Renata Parker)	
)	
Plaintiffs,)	
)	
vs.)	ORDER
)	
)	
Wachovia Bank; A. DeWal Waters, Main)	
& Waters Est.; Sam Waters, RTTLLC;)	
Randy Waters, Wachovia; Orangeburg)	
Consolidated School Dist. 5; Jay Anderson,)	
South East Title Services; Katherine Barroll,)	
RTTLLC - Wachovia; Stephen Cox,)	
Robinson LLC, Wachovia; Slaughter)	
Investment Properties Inc.; Melvin Smoak;)	
Charlie Spell; John Rickenbacker; Carolyn)	
Gamble; Nancy Ford; Willie Bill Gamble;)	
Mary Brown; Stroman and Sons Contractors;)	
Jeffrey Watford; Hamp Thornton; Stan)	
Matthews; and John Cunningham,)	
)	
Defendants.)	
)	

This matter is before the court for review of the magistrate judge’s report and recommendation (“the report”) made in accordance with 28 U.S.C. § 636(b)(1)(B) and Local Rule 73.02(B)(2)(D.S.C.).

The magistrate judge makes only a recommendation to the Court, to which any party may file written objections The Court is not bound by the recommendation of the magistrate judge but, instead, retains responsibility for the final determination. The Court is required to make a *de novo* determination of those portions of the report or specified findings or recommendation as to which an objection is made. However, the Court is not

required to review, under a *de novo* or any other standard, the factual or legal conclusions of the magistrate judge as to those portions of the report and recommendation to which no objections are addressed. While the level of scrutiny entailed by the Court's review of the Report thus depends on whether or not objections have been filed, in either case the Court is free, after review, to accept, reject, or modify any of the magistrate judge's findings or recommendations.

Wallace v. Housing Auth. of the City of Columbia, 791 F. Supp. 137, 138 (D.S.C. 1992)

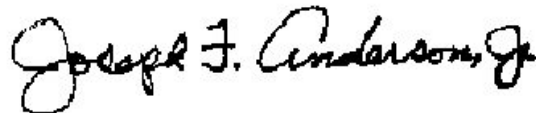
(citations omitted).

The United States Magistrate Judge has filed a report and recommendation suggesting that this case be summarily dismissed, without prejudice, as frivolous because there is no federal district court jurisdiction over plaintiff's claims.

The plaintiff was apprised of her rights to file objections to the report and recommendation. The plaintiff did not file objections to the report and recommendation.

In light of the standard set out above, the Court has reviewed the report and the objections thereto and finds that the report is proper. It is therefore ordered that the report be accepted and that this case be summarily dismissed, without prejudice. The Report and Recommendation is hereby adopted as the order of this court.

IT IS SO ORDERED.

A handwritten signature in black ink that reads "Joseph F. Anderson, Jr." The signature is written in a cursive, flowing style.

December 27, 2005
Columbia, South Carolina

/s/ Joseph F. Anderson, Jr.
United States District Judge